

CIVIL CASE INFORMATION SHEET

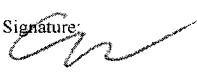
Norma L. Favela
District Clerk
El Paso County
2015DCV3603

CAUSE NUMBER (FOR CLERK USE ONLY): _____ COURT (FOR CLERK USE ONLY): _____

STYLED Francisco Esquivel v. John Engelmeyer and Goose River Transport, LLC

(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing.

1. Contact information for person completing case information sheet: Name: Eduardo Miranda Email: emiranda54@att.net Address: 2330 Montana Ave. City/State/Zip: El Paso, TX 79903 Telephone: 915-351-7693 Fax: 915-351-7696 Signature:  State Bar No: 14199590		Names of parties in case: Plaintiff(s)/Petitioner(s): Francisco Esquivel Defendant(s)/Respondent(s): John Engelmeyer, Goose River Transport, LLC (Attach additional page as necessary to list all parties)	Person or entity completing sheet is: <input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other: _____ Additional Parties in Child Support Case: Custodial Parent: _____ Non-Custodial Parent: _____ Presumed Father: _____							
2. Indicate case type, or identify the most important issue in the case (select only 1):										
Civil <table border="1"> <tr> <td> Contract Debt/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract: Foreclosure <input type="checkbox"/> Home Equity —Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership mother Contract: </td> <td> Injury or Damage <input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation Malpractice <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input checked="" type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises Product Liability <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: <input type="checkbox"/> Other Injury or Damage: </td> <td> Real Property <input type="checkbox"/> Eminent Domain/ Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: Related to Criminal Matters <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus— Pre-indictment <input type="checkbox"/> Other: </td> </tr> </table>		Contract Debt/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract: Foreclosure <input type="checkbox"/> Home Equity —Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> 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Employment <input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input type="checkbox"/> Other Employment:		Other Civil <input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property <input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Tortious Interference mother:								
Tax <input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax:		Probate & Mental Health <table border="1"> <tr> <td> Probate/Wills/Intestate Administration <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings </td> <td> <input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other: </td> </tr> </table>		Probate/Wills/Intestate Administration <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings	<input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other:					
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3. Indicate procedure or remedy, if applicable (may select more than 1):										
<input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action		<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment								
		<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover								
4. Indicate damages sought (do not select if it is a family law case):										
<input type="checkbox"/> Less than \$100,000, including damages of any kind, penalties, costs, expenses, pre-judgment interest, and attorney fees <input type="checkbox"/> Less than \$100,000 and non-monetary relief <input type="checkbox"/> Over \$100,000 but not more than \$200,000 <input checked="" type="checkbox"/> Over \$200,000 but not more than \$1,000,000 <input type="checkbox"/> Over \$1,000,000										

EXHIBIT

tabbles

A

FRANCISCO ESQUIVEL,**Plaintiff,****v.****JOHN ENGELMEYER and
GOOSE RIVER TRANSPORT, LLC****Defendants.**§
§
§
§
§
§
§
§
§
§**NO. 2015- _____.****PLAINTIFF'S ORIGINAL PETITION****TO THE HONORABLE JUDGE OF SAID COURT:**

COMES NOW, FRANCISCO ESQUIVEL, Plaintiff herein, by and through his attorney of record, **EDUARDO MIRANDA,** complaining of **JOHN ENGELMEYER** and **GOOSE RIVER TRANSPORT, LLC,** Defendants, and for cause of action would respectfully show unto the Court as follows:

RULE 47 STATEMENT

1. Plaintiff brings this cause of action in tort against Defendants based on negligence. The damages sought by Plaintiff are within the jurisdictional limits of the court. Plaintiff seeks the recovery of monetary relief over \$200,000.00, but not more than \$1,000,000. Plaintiff demands judgment for all other relief to which she may deem herself entitled.

DISCOVERY CONTROL PLAN LEVEL

2. Plaintiff intends to conduct discovery pursuant to Level 2.

PARTIES AND SERVICE

3. Plaintiff is a natural person who resides in El Paso, El Paso County, Texas. Defendant **JOHN ENGELMEYER ("Engelmeyer")** is a natural person non-resident of the State of Texas.

This action arises out of a collision or accident involving Defendant Englemeyer while operating a motor vehicle on Trans Mountain Rd., in El Paso, El Paso County, Texas. Process on Defendant Englemeyer should be served on the Chair of the Texas Transportation Commission, at 125 E. 11th St., Austin, Texas, 78701 who shall mail a certified copy of the process to Defendant Englemeyer, via certified mail, return receipt requested, at 41927 County Rd. 167, Freeport, MN 56331.

Defendant **GOOSE RIVER TRANSPORT, LLC ("Goose River")** is a Minnesota Limited Liability Company and transacts business in the State of Texas. Defendant Goose River may be served by serving its Manager, Kerri L. King, at 6275 Lake Ida Way, NW, Alexandria, MN 56308. Alternatively, the tort committed by Defendants and made the subject of this lawsuit occurred in the State of Texas. Defendant Goose River has not designated or maintained a registered agent for service of process in the State of Texas. Accordingly, Defendant Goose River should be served through the Secretary of State of Texas, as Defendants' agent, by certified mail, return receipt requested. The Secretary of State of Texas shall mail a copy of Plaintiff's Original Petition to Defendant Goose River's headquarters, at 6275 Lake Ida Way NW, Alexandria, MN 56308, by certified mail, return receipt requested.

FACTS

4. Plaintiff would show that on or about February 13, 2014, at approximately 11:00 A.M., Plaintiff was driving his 1981 General Motors Sierra pickup in the 4400 block of E. Trans Mountain and was attempting a right turn from the middle lane of Trans Mountain southbound onto Gateway South, when Plaintiff's truck was suddenly, and without any advance warning whatsoever, struck by a tractor-trailer, owned by Defendant Goose River, and being operated by Defendant Englemeyer, as Defendant Englemeyer was attempting to make a wide right turn from the far left lane on Trans Mountain. Defendant Englemeyer was at all relevant times the employee, servant, and agent of

7. Each of the foregoing acts of negligence was a proximate cause of Plaintiff's injuries and damages.

8. At the time of the occurrence in question, Defendant Goose River was the owner of the tractor-trailer being driven by Defendant Englemeyer. On the occasion in question, Defendant Englemeyer was an incompetent truck driver. Defendant Goose River knew, or in the exercise of ordinary care, should have known, that Defendant Englemeyer was an incompetent driver. On the occasion in question, Defendant Goose River negligently entrusted its tractor-trailer to Defendant Englemeyer. Plaintiff further alleges that such negligent entrustment was a proximate cause of Plaintiff's injuries and damages.

9. Prior to the accident in question, Plaintiff was a happy, able-bodied person enjoying a life expectancy as reflected in the standard mortality tables for a person of his age. As a proximate cause and result of Defendants' negligence, Plaintiff suffered injuries to his neck, back, hip, and other parts of his body. He has incurred medical expenses in the past for the treatment of his injuries; will in all reasonable medical probability incur medical expenses in the future; suffered past physical pain, and will in all reasonable medical probability suffer physical pain in the future; all to Plaintiff's damages in an amount in excess of the minimum jurisdictional limits of the Court.

10. Plaintiff would show that six (6) months have passed since the date of the accident in question and that he is entitled to the recovery of pre-judgment interest.

11. Plaintiff requests trial by jury.

PRAYER

WHEREFORE, Plaintiff prays that Defendants be served and required to answer herein, and

that upon final hearing hereof, Plaintiff recover his damages, plus pre- and post-judgment interest, and further prays for such other and further relief to which Plaintiff may be entitled.

Respectfully submitted,

Dated: October 26, 2015

/s/ Eduardo Miranda
EDUARDO MIRANDA
State Bar No.: 14199590
2330 Montana Ave.
El Paso, Texas 79903
(915) 351-7693
(915) 351-7696 fax

Attorney for Plaintiff
FRANCISCO ESQUIVEL

863-CITATION-NON-RESIDENT NOTICE—Either Court—Class 3 (Rev. 1-88)

THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: JOHN ENGELMEYER, who may be served with process at 125 E. 11th Street, Austin, Texas 78701

Greetings:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 346th Judicial District Court, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Original Petition was filed in said court on this the 26th day of October, 2015, by Attorney at Law EDUARDO MIRANDA, 2330 MONTANA AVE., EL PASO, TX 79903, in this case numbered 2015DCV3603 on the docket of said court, and styled:

Francisco Esquivel
VS

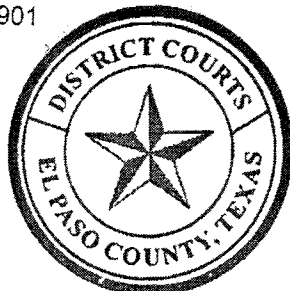
John Engelmeyer and Goose River Transport, LLC

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 2nd day of November, 2015.

CLERK OF THE COURT
NORMA L. FAVELA, District Clerk
COUNTY COURTHOUSE, ROOM 103
500 E. SAN ANTONIO
EL PASO, TEXAS 79901



(SEAL)

Attest: NORMA L. FAVELA
El Paso County, Texas District Clerk
By Josh Duran Deputy
Josh Duran

FILED
NORMA L. FAVELA
DISTRICT CLERK
2015 NOV -2 AM 9:56
EL PASO COUNTY, TEXAS
DEPUTY

Rule 106: "the citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation with the date of delivery endorsed thereon and with a copy of the petition attached thereto."

RETURN

STATE OF _____

COUNTY OF _____

BEFORE ME, the undersigned authority, personally appeared _____
 (Name of person who makes the service)
 a person competent to make oath, who, being by me duly sworn, deposes and says that this notice came
 to hand on _____ day of _____, A.D., 20____, at _____ o'clock, ____ M., and was
 executed by delivering each of the hereinafter named Defendants in person a true copy of this notice,
 together with accompanying copy of Plaintiff's Original Petition attached thereto, at the following times
 and places, to wit:

NAME	DATE	TIME	Place, and Course and Distance	Mileage
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

And not executed as to the following Defendant, _____
 and affiant further says that he is in no manner interested in this suit, and that on each of the notices
 served upon each of the Defendants served, he endorsed the day and hour when service was made.

File No. _____

in the County Court No. _____

_____ District Court

of El Paso County, Texas

vs.

(Affiant Sign Here)

SUBSCRIBED and SWORN TO before me this _____

day of _____ A.D., 20____

FEES—SERVING _____ cop _____ \$ _____

Mileage, _____ miles, _____

Total\$ _____

Notary Public _____ County,

State of _____

863-CITATION-NON-RESIDENT NOTICE—Either Court—Class 3 (Rev. 1-88)

THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: GOOSE RIVER TRANSPORT, LLC, who may be served with process by serving its Manager, Kerri L. King, at 6275 Lake Ida Way, NW, Alexandria, MN 56308

Greetings:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 346th Judicial District Court, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Original Petition was filed in said court on this the 26th day of October, 2015, by Attorney at Law EDUARDO MIRANDA, 2330 MONTANA AVE., EL PASO, TX 79903, in this case numbered 2015DCV3603 on the docket of said court, and styled:

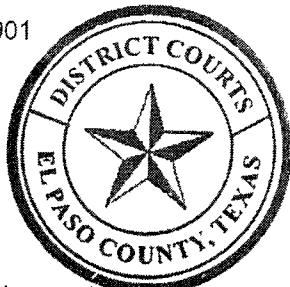
Francisco Esquivel
VS
John Engelmeyer and Goose River Transport, LLC

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 2nd day of November, 2015.

CLERK OF THE COURT
NORMA L. FAVELA, District Clerk
COUNTY COURTHOUSE, ROOM 103
500 E. SAN ANTONIO
EL PASO, TEXAS 79901



(SEAL)

Attest: NORMA L. FAVELA, District Clerk
El Paso County, Texas
By: Josh Duran, Deputy

Rule 106: "-the citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation with the date of delivery endorsed thereon and with a copy of the petition attached thereto."

FILED
NORMA L. FAVELA
DISTRICT CLERK
2015 NOV -2 AM 10:07
EL PASO COUNTY, TEXAS
BY: [Signature]
DEPUTY

RETURN

STATE OF _____

COUNTY OF _____

BEFORE ME, the undersigned authority, personally appeared _____
(Name of person who makes the service)

a person competent to make oath, who, being by me duly sworn, deposes and says that this notice came to hand on _____ day of _____, A.D., 20____, at _____ o'clock, ____M., and was executed by delivering each of the hereinafter named Defendants in person a true copy of this notice, together with accompanying copy of Plaintiff's Original Petition attached thereto, at the following times and places, to wit:

NAME	DATE	TIME	Place, and Course and Distance	Mileage
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

And not executed as to the following Defendant, _____
and affiant further says that he is in no manner interested in this suit, and that on each of the notices served upon each of the Defendants served, he endorsed the day and hour when service was made.

(Affiant Sign Here)

SUBSCRIBED and SWORN TO before me this _____

day of _____ A.D., 20____

FEES—SERVING _____ cop _____ \$ _____

Mileage, _____ miles, _____

Total\$ _____

Notary Public _____ County,

State of _____

File No. _____

in the County Court No. _____

_____ District Court

of El Paso County, Texas

VS.

THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: John Engelmeyer, who may be served with process by serving the Chair of the Texas Transportation Commission, at 125 E. 11th St., Austin, TX 78701 who shall mail certified copy of the process to Defendant Engelmeyer, via certified mail, return receipt requested, at 41927 County Rd. 167, Freeport, MN 56331

Greetings:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 346th Judicial District Court, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on 10th day of October, 2015 by Attorney at Law EDUARDO MIRANDA, 2330 MONTANA AVE. EL PASO, TX 79903 in this case numbered 2015DCV3603 on the docket of said court, and styled:

Francisco Esquivel
VS
John Engelmeyer and Goose River Transport, LLC

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of November, 2015.

Attest: NORMA L. FAVELA, District Clerk, El Paso County, Texas.

CLERK OF THE COURT
NORMA L. FAVELA
District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 100
El Paso Texas, 79901

ATTACH
RETURN RECEIPTS
WITH

ADDRESSEE'S SIGNATURE

Rule 106 (a) (2) the citation shall be served by mailing to the defendant by Certified Mail Return receipt requested, a true copy of the citation. Sec. 17.027 Rules of Civil Practice and Remedies Code if not prepared by Clerk of Court.

*NAME OF PREPARER

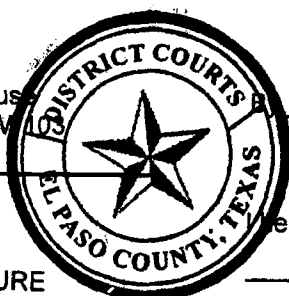
TITLE

ADDRESS

CITY

STATE

ZIP



BY *Josh Duran*
Josh Duran
Deputy Clerk

CERTIFICATE OF DELIVERY BY MAIL
I hereby certify that on the _____ day of _____, 2015, at _____ I mailed to _____

Defendant(s) by registered mail or certified mail with delivery restricted to addressee only, return receipt requested, a true copy of this citation with a copy of the Plaintiff's Original Petition attached thereto.

TITLE

FILED
NORMA L. FAVELA
DISTRICT CLERK
2015 NOV 16 PM 2:42
EL PASO COUNTY TEXAS

RETURN OF SERVICE

Delivery was completed on _____, delivered to _____
_____ as evidence by Domestic Return Receipt PS Form 3811
attached hereto.

The described documents were not delivered to the named recipient. The certified mail envelope was returned
undelivered marked _____.

This forwarding address was provided: _____

El Paso County, Texas

By: _____

Deputy District Clerk

OR

Name of Authorized Person

By: _____

VERIFICATION BY AUTHORIZED PERSON

State of Texas

County of El Paso

Before me, a notary public, on this day personally appeared _____, known to me to be the person
whose name is subscribed to the foregoing Return of Service, and being by me first duly sworn, declared, "I am
disinterested party qualified to make an oath of that fact and statements contained in the Return of Service and true and
correct."

Subscribed and sworn to be on this _____ day
of _____.

Notary Public, State of _____

My commission expires: _____



The State of Texas
Secretary of State

2016-260250-1

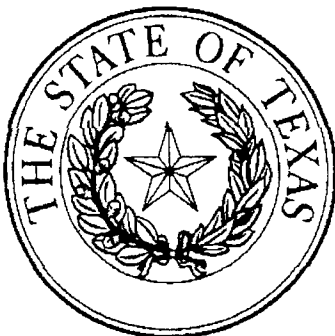
I, the undersigned, as Secretary of State of Texas DO HEREBY CERTIFY that according to the records of this office, a copy of the Citation and Plaintiff's Original Petition in the cause styled:

Francisco Esquivel VS John Engelmeyer, et al
346th Judicial District Court Of El Paso County, Texas
Cause No: 2015DCV3603

was received by this office on November 24, 2015, and that a copy was forwarded on December 2, 2015, by CERTIFIED MAIL, return receipt requested to:

Goose River Transport LLC
Manager, Kerri L King
6275 Lake Ida Way NW
Alexandria, MN 56308

The RETURN RECEIPT was received in this office dated December 10, 2015, bearing signature.



Date issued: December 11, 2015

A handwritten signature in black ink, appearing to read "Cascos", followed by a horizontal line.

Carlos H. Cascos
Secretary of State

GF/vo

**TEXAS TRANSPORTATION COMMISSION
CHAIRMAN'S CERTIFICATE**

NO. 2015DCV3603

FRANCISCO ESQUIVEL

VS.

JOHN ENGELMEYER

§
§
§
§
§

IN THE DISTRICT COURT

346TH JUDICIAL

EL PASO COUNTY, TEXAS

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now Tryon D. Lewis, Chairman of the Texas Transportation Commission, and
Certifies to the court as follows:

That on December 4, 2015, I was duly served with Citation and copy of Plaintiff's
Original Petition in the above styled and numbered cause, which I immediately caused to be
forwarded by U.S. Certified Mail, certified number 7015 0640 0004 4922 0482 addressed
to John Engelmeyer, 41927 County Road 167, Freeport, MN 56331 with postage prepaid,
return receipt requested;

In witness whereof, this certificate is issued in Austin, Texas, this 11th day of
December, 2015.



Tryon D. Lewis

Chairman, Texas Transportation Commission

THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: John Engelmeyer, who may be served with process by serving the Chair of the Texas Transportation Commission, at 125 E. 11th St., Austin, TX 78701 who shall mail certified copy of the process to Defendant Engelmeyer, via certified mail, return receipt requested, at 41927 County Rd. 167, Freeport, MN 56331

Greetings:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable **346th Judicial District Court**, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on 10th day of October, 2015 by Attorney at Law EDUARDO MIRANDA, 2330 MONTANA AVE. EL PASO, TX 79903 in this case numbered **2015DCV3603** on the docket of said court, and styled:

Francisco Esquivel
VS
John Engelmeyer and Goose River Transport, LLC

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of November, 2015.

Attest: NORMA L. FAVELA, District Clerk, El Paso County, Texas.

CLERK OF THE COURT
NORMA L. FAVELA
District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 103
El Paso Texas, 79901



Josh Duran
Josh Duran Deputy

ATTACH
RETURN RECEIPTS
WITH

ADDRESSEE'S SIGNATURE

Rule 106 (a) (2) the citation shall be served by mailing to the defendant by Certified Mail Return receipt requested, a true copy of the citation. Sec. 17.027 Rules of Civil Practice and Remedies Code if not prepared by Clerk of Court.

CERTIFICATE OF DELIVERY BY MAIL

I hereby certify that on the 30 day of NOV, 2015, at _____ I mailed to

Chair of The Texas Transportation Commission

Defendant(s) by registered mail or certified mail with delivery restricted to addressee only, return receipt requested, a true copy of this citation with a copy of the Plaintiff's Original Petition attached thereto.

COMPLETE CIVIL PROCESS
*NAME OF PREPARER _____
ADDRESS _____
CITY _____ STATE _____ ZIP _____
12380 Edgemere Suite 103
El Paso Texas 79938-2626

Carolina Meza
Private Process Server
TX LIC# SCH-4085

U.S. Postal ServiceTM
CERTIFIED MAIL[®] RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com

AUSTIN TX 78701

OFFICIAL USE

Certified Mail Fee \$3.45

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$2.08

Total Postage and Fees \$8.33

Sent To: Tyler D. Lewis
Chair of The Texas Transportation Commission
 Street and Apt. No., or PO Box No. 125 E. 11th St
 City, State, ZIP+4[®] Austin TX 78701

PS Form 3800, April 2015 PSN 7535-02-000-9047 See Reverse for Instructions

7015 0640 0006 2703 5686

EL PASO TX 79004
 SANDY CREEK
 Postmark Here
 12/01/2015

Complete items
 Print your name so that we can return this receipt to you
 Attach this card to the back of the mail piece, or on the front if return service is requested

1. Article Addressed to:
Tyler D. Lewis
125 E. 11th St.
Austin TX 78701

2. Article Number (Transfer from service label)
 9590 9401 0038 5071 4412 04

3. Service Type

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express [®]
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail TM
<input type="checkbox"/> Certified Mail [®]	<input type="checkbox"/> Registered Mail Restricted Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation TM
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Insured Mail	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	

4. Signature of Addressee
Tyler D. Lewis

5. Agent or Addressee
☐ Agent
☐ Addressee

6. Is this a return receipt?
☐ Yes
☐ No

7. If Yes, enter delivery address below:

Domestic Return Receipt

7015 0640 0006 2703 5686

346th JUDICIAL DISTRICT

Defendants.

Cause No. 2015-DCV3603

Respectfully submitted,

**MOUNCE, GREEN, MYERS,
SAFI, PAXSON & GALATZAN**
A Professional Corporation
P.O. Box 1977
El Paso, Texas 79999-1977
(915) 532-2000
(915) 541-1597 (fax)

By: 

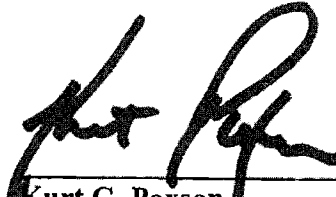
Kurt G. Paxson
paxson@mgmsg.com
State Bar No. 15648300

Attorneys for Defendant Goose River
Transport, LLC

CERTIFICATE OF SERVICE

I certify on this the 17 day of December, 2015, the foregoing pleading was electronically filed with the Clerk of the Court using the Texas Electronic Filing Rules, which will send notification of such filing to the following:

Eduardo Miranda
Attorney at Law
2330 Montana Avenue
El Paso, Texas 79903
(915) 351-7696 (fax)


Kurt G. Paxson

Respectfully submitted,

**MOUNCE, GREEN, MYERS,
SAFI, PAXSON & GALATZAN**

A Professional Corporation

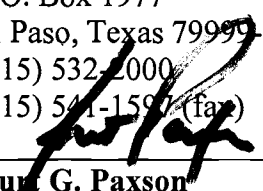
P.O. Box 1977

El Paso, Texas 79999-1977

(915) 532-2000

(915) 541-1597 (fax)

By:


Kurt G. Paxson

paxson@mgmsg.com

State Bar No. 15648300

Attorneys for Defendant Goose River
Transport, LLC

CERTIFICATE OF SERVICE

I certify on this the 6 day of January, 2016, the foregoing pleading was electronically filed with the Clerk of the Court using the Texas Electronic Filing Rules, which will send notification of such filing to the following:

Eduardo Miranda
Emiranda54@att.net
Attorney at Law
2330 Montana Avenue
El Paso, Texas 79903
(915) 351-7696 (fax)


Kurt G. Paxson